

1 BILL NO. R-82-07-18

2 RESOLUTION NO. R-

38-82

3 A RESOLUTION of the Common Council
4 of the City of Fort Wayne to amend
5 Resolution No. R-56-79, which sets
6 forth the policy of the City in
7 regard to newly annexed areas.

8 WHEREAS, the annexation of territory to the City of
9 Fort Wayne, Indiana is a legislative function; and

10 WHEREAS, the Common Council is called upon in the
11 preparation of the City budget to provide for the furnishing
12 of municipal services to the entire City, including newly annexed
13 areas; and

14 WHEREAS, the Common Council desires that newly annexed
15 areas receive the full measure of municipal services; and

16 WHEREAS, the City of Fort Wayne, Indiana is desirous
17 of following the annexation requirements of Indiana annexation
18 law.

19 NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL
20 OF THE CITY OF FORT WAYNE, INDIANA:

21 SECTION 1. That written fiscal plans shall be developed
22 for providing municipal services to territories to be annexed
23 to the City.

24 SECTION 2. That it is the policy of the City of Fort
25 Wayne to provide services to the annexation areas in a manner
26 consistent with said plans.

27 SECTION 3. That each fiscal plan shall include
28 cost estimates of planned services to be furnished to the
29 territory to be annexed.

30 SECTION 4. That each fiscal plan shall state the
31 method or methods of financing the planned services.

32 SECTION 5. That each fiscal plan shall describe
a plan for the organization and extension of services to the

1 Page Two

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3 annexation area.

4 SECTION 6. It is the policy of the City that it will
5 begin providing police and fire protection, emergency medical
6 service, solid waste collection, traffic engineering, street
7 and road maintenance and other non-capital services within
8 one (1) year from the effective date of annexation in a manner
9 which is equivalent in standard and scope to those non-capital
10 services normally provided to areas within the City which have
11 similar topography, patterns of land utilization, and population
12 density.


13 SECTION 7. It is the policy of the City that services
14 of a capital improvement nature, such as street construction,
15 street lighting, sewer facilities, water facilities, and storm-
16 water drainage facilities, will be provided to the annexed
17 territory within three (3) years of the annexation, in the
18 same manner as those services are provided to areas within the
19 City which have similar topography, patterns of land utilization,
20 and population density, and in a manner consistent with federal,
21 state and local laws, procedures and planning criteria.

22 SECTION 8. That each fiscal plan will include a plan
23 for hiring the employees of other governmental entities whose
24 jobs will be eliminated by the proposed annexation.

25 SECTION 9. That this Resolution shall be in full
26 force and effect from and after its passage and any and all
27 approval by the Mayor.

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30 APPROVED AS TO FORM
31 AND LEGALITY
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Bruce O. Boxberger, City Attorney


Councilmember

Read the first time in full and on motion by _____, seconded by _____, and duly adopted, read the second time by title and referred to the Committee _____ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATE: _____

CHARLES W. WESTERMAN - CITY CLERK

Read the third time in full and on motion by Bradbury, seconded by Shad Smith, and duly adopted, placed on its passage. PASSED (LOST) by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>	<u>TO-WIT:</u>
<u>TOTAL VOTES</u>	<u>8</u>	<u>0</u>	_____	<u>1</u>	_____
<u>BRADBURY</u>	<u>X</u>	_____	_____	_____	_____
<u>BURNS</u>	<u>X</u>	_____	_____	_____	_____
<u>EISBART</u>	<u>X</u>	_____	_____	_____	_____
<u>GiaQUINTA</u>	<u>X</u>	_____	_____	_____	_____
<u>NUCKOLS</u>	_____	_____	_____	<u>X</u>	_____
<u>SCHMIDT</u>	<u>X</u>	_____	_____	_____	_____
<u>SCHOMBURG</u>	<u>X</u>	_____	_____	_____	_____
<u>STIER</u>	<u>X</u>	_____	_____	_____	_____
<u>TALARICO</u>	<u>X</u>	_____	_____	_____	_____

DATE: 7-13-82

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) (GENERAL) (ANNEXATION) (SPECIAL)

(APPROPRIATION) ORDINANCE (RESOLUTION) NO. 7-38-82
on the 13th day of July, 1982

ATTEST:

(SEAL)

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Samuel J. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of July, 1982, at the hour of 11:30 o'clock 7 M., E.S.T.

Charles W. Westerman
CHARLES W. WESTERMAN - CITY CLERK

Approved and signed by me this 14th day of July, 1982, at the hour of 2 o'clock P M., E.S.T.

Win Moses, Jr.
WIN MOSES, JR. - MAYOR

TITLE OF ORDINANCE General Annexation Resolution (Amended)R 82-07-18DEPARTMENT REQUESTING ORDINANCE Community Development & PlanningSYNOPSIS OF ORDINANCE The existing annexation resolution (R-56-79) requiresthe City to provide non-capital services to annexation areas immediately uponannexation. The amended ordinance would enable the City to provide non-capitalservices within one year after the date of annexation, as the state law presentlyallows.EFFECT OF PASSAGE The City would have some flexibility in providing services
and will save money.EFFECT OF NON-PASSAGE By retaining a policy that is more stringent than state
law requirements, the City's options are limited and the City will lose money. In
addition, the City's annexation program will suffer.MONEY INVOLVED (Direct Costs, Expenditures, Savings) Varies with each annexation -
most recently, the City, which will be providing services to the Country Club area
for two years before receiving any revenues, would have saved \$29,000 for this
annexation.

ASSIGNED TO COMMITTEE (J.N.) _____